

Administration of Justice

Access to justice and Fairness

Objectives

- List of core topics
 - Relevance, sustainability, CTS manageable CTS, data availability
- List of non-core topics

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- **Access to justice**: Refers to the ability of people to seek and obtain justice through institutions of justice in compliance with human rights standards
- **Fairness**: Refers to the overall functioning and performance of criminal justice systems (with the exception of effectiveness/efficiency)

CTS

- 6 variables included in regular CTS

Police reporting rate for:

1. Car theft MN1.15
 2. Burglary MN1.16
 3. Robbery MN 1.17
 4. Physical assault (SDG)
 5. Sexual assault MN1.18 (SDG)
 6. Bribery MN1.19
- } Core-topics

Source: Victimization survey

Seek and Obtain

- **Access to justice**: Refers to the ability of people to seek and obtain justice through institutions of justice in compliance with human rights standards
- Prosecution rates
- Convictions rates
- Total police reporting rate

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- Is it feasible to collect data on **legal aid**?
- Defendants with no legal representation
- Defendants with legal representation
 - Represented through public/free legal aid
 - Represented through private/paid legal aid
- Victims

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- Is it valuable/feasible to collect data on **protection of victims/witnesses**?
- Is there a legal/institutional framework to protect victims/witnesses?
- % of victims/witnesses under protection
- Is there a budget assigned to the victims/witnesses' protection program

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SUGGESTIONS → Access to justice

- Proximity/Distance
- Access to interpretation
- ADR
- Access to justice to vulnerable groups (by age, by sex and by citizenship)

SUGGESTIONS → Fairness

Final comments

- Police reporting rate for car theft, burglary, robbery and bribery might refer to the ability of people to seek justice but not necessarily to obtain justice
- Alternatives explored, challenges encountered

Core mandatory	Core to explore	Non-core to explore
Physical assault	Defendants represented through public/free legal aid	Gral. experience/satisfaction
Sexual assault	Total police reporting	
Core temporary	Access to interpretation	
Police reporting rate	Access to justice by vulnerable groups	

- Alternatives to victimization surveys as sources of information

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Definitions

- **Sexual assault:** individuals who were grabbed, touched or assaulted for sexual reasons in a really offensive way in the last calendar year or the last 12 months.
- **Physical assault:** individuals who were subject to the application of physical force against their body with the intention to cause injury or harm in the last calendar year or the last 12 months.
- **Bribery:** individuals who were asked or expected by any public official to pay a certain amount of money for his or her services in the last calendar year or last 12 months

Definitions

- **Car theft:** car-owning households who had any of their cars/vans/trucks stolen when nobody was in the vehicle in the last calendar year or the last 12 months
- **Burglary:** households who experienced that someone actually got into their home/residence/house/flat without permission and stole or tried to steal something, not including thefts from garages, sheds, or lock-ups in the last calendar year or the last 12 months.
- **Robbery:** individuals who experienced someone stealing or trying to steal something from them by using force or threatening to use force in the last calendar year or the last 12 months.